

HOFMANN & ASSOCIATES.  
Attorneys for Plaintiff MAGDA M. ELMOBDY  
360 West 31<sup>st</sup> Street, Suite 1506  
New York, NY 10001-2727  
212-465-8840

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----x  
MAGDA M. ELMOBDY, individually,  
and as the personal representative  
of and on behalf of her minor  
children KARIM ELMOBDY, ISLAM  
ELMOBDY, MOHAMED ELMOBDY, and  
SHERIF ELMOBDY; and as personal  
representative of and on behalf of  
the surviving parent, HAMIDA MOHAMED;  
and as personal representative  
of and on behalf of the dependent  
relative, NEAMAAT ATITOY

**CV-07-6831 (SAS)**

**NOTICE OF VOLUNTARY  
DISCONTINUANCE**

Plaintiff,

-against-

LMS SHIP MANAGEMENT, INC.,  
P&O NEDLLOYD BV, and WATERMAN  
STEAMSHIP CORP.,

Defendants

-----x

To: Clerk of the United States District Court  
Southern District of New York

Kindly mark the above case dismissed against **defendant P&O NEDLLOYD BV**,  
**ONLY**, without prejudice pursuant to Rule 41(a) of the Federal Rules of Civil Procedure,  
no answer having been filed and no recovery having been made.

Dated: New York, New York  
October 9, 2007

Hofmann & Associates  
Attorneys for Plaintiff

By: *Elizabeth Blair Starkey*  
Elizabeth Blair Starkey (ES8709)  
360 West 31<sup>st</sup> Street  
New York, NY 10001  
212-465-8840

cc: Gordon Arnott, Esq.  
Hill, Betts & Nash LLP  
Attorneys for defendants Waterman Steamship Corp. And  
LMS Ship Management, Inc.  
One World Financial Center  
200 Liberty Street, 26th Floor  
New York, NY 10281

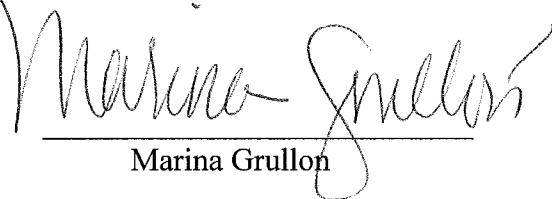
AFFIDAVIT OF SERVICE

STATE OF NEW YORK )  
                         ) ss.:  
COUNTY OF NEW YORK )

MARINA GRULLON being duly sworn, deposes and says, that deponent is not a party to the action, is over 18 years of age and resides at 360 West 31st Street, New York, N.Y. 10001. That on the 9<sup>th</sup> day of October 2007, deponent served the within: "NOTICE OF VOLUNTARY DISCONTINUANCE " upon:

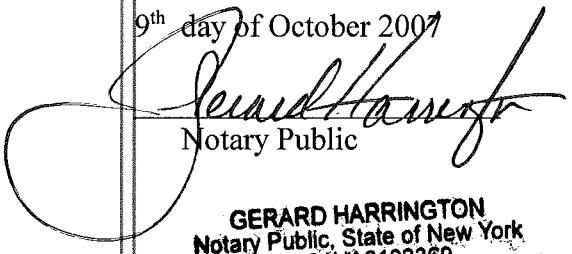
Gordon Arnott, Esq.  
Hill Betts & Nash  
One World Financial Center  
200 Liberty Street, 26th Floor  
New York, New York 10281

at the last known address designated by them for that purpose by depositing a true copy of same enclosed by mail in a postpaid properly addressed wrapper in an official depository under the exclusive care and custody of the United States Post Service department within the State of New York.



Marina Grullon

Sworn to before me this  
9<sup>th</sup> day of October 2007



Notary Public

GERARD HARRINGTON  
Notary Public, State of New York  
No. 01HA6102369  
Qualified in New York County  
Commission Expires Dec. 8, 2007